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**PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION**

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TRUMAN A. HERRON 1935-1976  
EDWARD B. EVANS 1936-1971

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**FACSIMILE COVER SHEET**

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Ask for sender's secretary.

**TO:** The Honorable Commissioner  
Attention: Christy Marie Green  
Art Unit 3635

**FROM:** David H. Brinkman

**Fax No.:** (703) 872-9306

**Phone:** (513) 241-2324

**Date:** June 24, 2004

**Fax:** (513) 241-6234

**Pages (including cover page):** 27

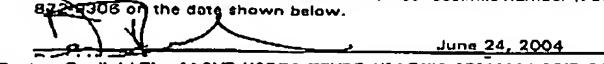
**Re:** U.S. Serial No. 10/082,378 PROTECTIVE COVER FOR REINFORCING BAR  
Attorney Docket No. DBZ-221P2

**ATTACHMENTS/COMMENTS: OFFICIAL**

Please deliver to Christy Marie Green  
Amendment Transmittal (3 pages) (in duplicate)  
Amendment (20 pages)

**CERTIFICATE OF FACSIMILE TRANSMISSION**

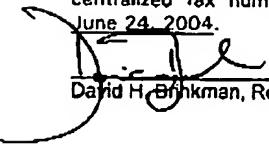
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David H. Brinkman, Reg. No. 40,5326/24/04  
Date

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Niday et al.  
Serial No.: 10/082,378  
Filed: February 25, 2002  
Confirmation No.: 4571  
Group Art Unit: 3635  
Examiner: Green, Christy Marie  
Title: PROTECTIVE COVER FOR REINFORCING BAR  
Atty Docket: DBZ-221P2

Cincinnati, Ohio 45202

June 24, 2004

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.
2.  Small Entity status is claimed.
- Other than a Small Entity.
3. The fee has been calculated as shown below:

Page 1 of 3

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		LARGE ENTITY	
Claims Remaining After Amendment		Highest No. Previously Paid For		Extra	Present Rate	Fee	Present Rate	Fee
TOTAL	80	MINUS	34	= 46	x \$9	\$0	x \$18	\$ 828
INDEP.	6	MINUS	3	= 3	x \$43	\$0	x \$86	\$ 258
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$145	\$0	+ \$290	\$ 0	
TOTALS				TOTAL FEE	\$0	TOTAL FEE	\$1,086	

- ☆ If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- ☆☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

\_\_\_\_\_ No additional fee for claims is required.

4. Attached is a check in the sum of \$\_\_\_\_\_.

Please charge my Deposit Account No. 23-3000 in the amount of \$1,086.

A duplicate copy of this sheet is attached.

5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Complete (a) or (b) as applicable.

(a) \_\_\_\_\_ Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

Extension <u>(months)</u>	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
one month	\$ 110.00	\$ 55.00
two months	\$ 420.00	\$210.00
three months	\$ 950.00	\$475.00
four months	\$1,480.00	\$740.00

— Attached is a check in the amount of \$\_\_\_\_ for the three month extension fee as required by 37 C.F.R. § 1.17(c).

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

— An extension for \_\_\_\_ months has already been secured and the fee paid thereof of \$\_\_\_\_ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$\_\_\_\_.

OR

(b) XX Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

XX If any additional fee for claims or extension of time is required, charge Deposit Account No. 23-3000. A duplicate of this transmittal is attached.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.



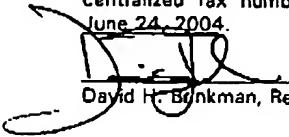
\_\_\_\_\_  
David H. Brinkman  
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Page 3 of 3

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 David H. Bunkman, Reg. No. 40,532

6/24/04

Date

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Niday et al.  
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Cincinnati, Ohio 45202

June 24, 2004

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT

Sir:

In response to the Office Action mailed on March 24, 2004, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 16 of this paper.